

LEGISLATURE OF NEBRASKA

NINETY-NINTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 1108

Introduced by Cudaback, 36

Read first time January 17, 2006

Committee: Judiciary

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to amend
2 sections 60-601 and 60-6,287, Reissue Revised Statutes
3 of Nebraska; to change restrictions on the operation
4 of motor vehicles; to prohibit distracted driving and
5 using an interactive wireless communication device while
6 operating a motor vehicle as prescribed; to harmonize
7 provisions; and to repeal the original sections.
8 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-601, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-601 Sections 60-601 to 60-6,377 and sections 3 and 4
4 of this act shall be known and may be cited as the Nebraska Rules
5 of the Road.

6 Sec. 2. Section 60-6,287, Reissue Revised Statutes of
7 Nebraska, is amended to read:

8 60-6,287 (1) It shall be unlawful to operate upon any
9 public highway in this state a motor vehicle which is equipped
10 with or in which is located a television set, a video monitor,
11 or any other similar means of visually displaying a television
12 broadcast or video signal that produces entertainment, information,
13 or business applications so placed that the viewing screen is
14 visible to the driver while operating such vehicle.

15 (2) It shall be unlawful to install a television set, a
16 video monitor, or any other similar means of visually displaying a
17 television broadcast or video signal that produces entertainment,
18 information, or business applications in a motor vehicle so that
19 the viewing screen is visible to the driver while operating the
20 vehicle.

21 (3) This section shall not apply to the following:

22 (a) A vehicle information display;

23 (b) A global positioning display;

24 (c) A mapping display;

25 (d) A visual display used to enhance or supplement the

1 driver's view forward, behind, or to the sides of a motor vehicle
2 for purposes of maneuvering the vehicle;

3 (e) A television set, a video monitor, or any other
4 similar means of visually displaying a television broadcast or
5 video signal if the equipment is installed with an interlock device
6 that disables the equipment for all uses except visual display
7 described in subdivision (a) through (d) of this subsection when
8 the motor vehicle is in operation;

9 (f) A mobile digital terminal installed in an authorized
10 emergency vehicle;

11 (g) A motor vehicle providing emergency road service or
12 road-side assistance;

13 (h) A recreational vehicle in excess of twenty-one feet
14 in length; or

15 (i) A closed-circuit television set receiving data
16 exclusively for safety and maneuvering purposes in a motor vehicle
17 with a weight of ten thousand pounds or more or a school bus.

18 (4) Any person violating this section shall be guilty of
19 a Class V misdemeanor.

20 Sec. 3. Any person who drives any motor vehicle in this
21 state in an inattentive manner resulting in the unsafe operation
22 of the motor vehicle and the inattention is caused by the person
23 being engaged in reading, writing, performing personal grooming,
24 interacting with pet animals, adjusting cargo, or other actions
25 that distract the person's attention from operating the vehicle

1 shall be guilty of distracted driving. Distracted driving is a
2 Class V misdemeanor.

3 Sec. 4. (1) For purposes of this section, interactive
4 wireless communication device means any wireless electronic
5 communication device that provides for voice or data communication
6 between two or more parties, including, but not limited to, a
7 mobile or cellular telephone, a text messaging device, a personal
8 digital assistant that sends or receives messages, an audio-video
9 player that sends or receives messages, or a laptop computer.

10 (2) It is unlawful for a person who is operating a
11 motor vehicle to use an interactive wireless communication device
12 so placed that the viewing screen is visible to the person while
13 operating the vehicle.

14 (3) It is unlawful for a person who is operating a school
15 bus to use an interactive wireless communication device while the
16 vehicle is in motion and carrying passengers.

17 (4) It is unlawful for a person holding a farm, school,
18 LPE-learner's, LPD-learner's, or provisional operator's permit to
19 use an interactive wireless communication device while operating a
20 motor vehicle.

21 (5) This section does not apply to the emergency use of
22 an interactive wireless communication device or the activation or
23 deactivation of an interactive wireless communication device.

24 (6) Violation of this section is a Class V misdemeanor.

25 Sec. 5. Original sections 60-601 and 60-6,287, Reissue

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1 Revised Statutes of Nebraska, are repealed.